

E-Filed 12/3/12

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WILLIE WEAVER,
Plaintiff,

No. C 12-5615 RS (PR)

ORDER OF DISMISSAL

v.

HEAPS, Warden,
Defendant.

This is a federal civil rights action filed pursuant to 42 U.S.C. § 1983 by a *pro se* state prisoner. By order of the Court, plaintiff was granted 30 days (1) to file a complete application to proceed *in forma pauperis* (“IFP”), or (2) to pay the filing fee of \$350.00, or face dismissal of the action. More than 30 days have passed since the order was filed, and plaintiff has not filed a complete IFP application or a complaint, nor paid the filing fee. Accordingly, the action is DISMISSED without prejudice. Any motion to reopen the action **must** contain (1) a complete IFP application, or (2) payment for the entire filing fee of \$350.00. Plaintiff’s motion for an extension of time (Docket No. 3) is DENIED. The Clerk shall terminate Docket No. 3, enter judgment in favor of defendant, and close the file.

IT IS SO ORDERED.

DATED: December 3, 2012


RICHARD SEEBORG
United States District Judge

No. C 12-5615 RS (PR)
ORDER OF DISMISSAL